Ton

Attorney Docket No. <u>588AW [2681.3184.001]</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Brian W. Brandner et al

Ser. No.

10/726,182

Filed:

December 2, 2003

For:

Fuel System Component and Method of Manufacture

Examiner:

Shawn M. Braden

Group Art Unit:

3727

In reply to:

Patent Office Letter of 09/17/2007 (copy attached)

CERTIFICATE OF MAILING

Date of Deposit with U.S. Postal Service OCTOBER 2, 2007. I hereby certify that this paper is being deposited with the United States Postal Service as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Shirley a. Langley
Shirley A. Langley

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

RESPONSE TO PAPER OF 09/17/2007

This is a response to the Patent Office Paper of 09/17/2007 (copy enclosed).

The Paper stated there was an improper request for continued examination (RCE) filed on 8/30/07.

This was not a request for an RCE application. Rather, we merely enclosed a courtesy copy of the RCE Form previously sent on January 26, 2007. The reason we

enclosed a courtesy copy of the RCE Form previously furnished was because the Patent

Office indicated and acknowledged our request for a CPA application and noted that the

CPA practice was eliminated. We never filed a CPA request and we were merely

enclosing a copy of the RCE form which we filed in January 2007 to show the Patent

Office that we filed the proper form for an RCE which it incorrectly called a request for a

CPA application.

Apparently the Patent Office treated the "copy" of the previously filed RCE form

of 01/26/2007 as a request for another RCE and this was never the intention. It was just a

courtesy copy. We assume that the USPTO did not charge our deposit account for

another RCE application.

We believe the application is in proper form for further action and will await a

response to the amendment which we sent to the Patent Office on August 28, 2007.

Respectfully submitted,

Reising, Ethington, Barnes, Kisselle, P.C.

WHF:sal

Enclosure

By // Leeins // 2as Attorneys for Applicants

William H. Francis #25,335

Telephone (248) 689-3500, Ext 153

Facsimile (248) 689-4071

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Commissioner for Patents United States Patent and Trademark Office

P.O. Box 1450 Alexandria, VA 22313-1450 www.uspto.gov

APPLICATION NUMBER FIRST NAMED APPLICANT

ATTY, DOCKET NO./TITLE



	OCT 0 4 2001	
	THE PROPERTY OF	DATE MAILED:
	NOTICE OF IMPROPER REQUES	ST FOR CONTINUED EXAMINATION (RCE)
The imp	request for continued examination (RCE) under 3 oper for reason(s) indicated below:	37 CFR 1.114 filed on is
	 Continued examination under 37 CFR 1.114 do Applicant may wish to consider filing a continuir under 37 CFR 1.53(d). An RCE cannot be treat 	es not apply to an application for a design patent. ng application under 37 CFR 1.53(b) or a CPA ted as a CPA.
□ ²	 Continued examination under 37 CFR 1.114 do June 8, 1995. Applicant may wish to consider form 	es not apply to an application that was filed before ling a continuing application under 37 CFR 1.53(b).
)	the reply will be entered and considered under 3	es not apply to an application unless prosecution in panied by a reply to a non-final Office action, 7 CFR 1.111. If the RCE was <u>not</u> accompanied by action continues to run from the mailing date of that
<u> </u>	The request was not filed before payment of the granted. If this application has not yet issued as a petition under 37 CFR 1.313 to withdraw this a under 37 CFR 1.53(b).	issue fee, and no petition under 37 CFR 1.313 was a patent, applicant may wish to consider filing either pplication from issue, or a continuing application
□ ^{5.}	The request was not filed before abandonment or proceedings terminated on	of the application. The application was abandoned, Applicant may wish to consider filing a loned application.
□ ^{6.}	The request was not accompanied by the fee set 1.114. Since the application is not under appeal notice of allowance continues to run from the ma	the time period set forth in the final Office action on
7.	The request was not accompanied by a submiss application is not under appeal, the time period s allowance continues to run from the mailing date	et forth in the final Office action or notice of
be trea	won. A CEA lied in a utility of plant application th	37 CFR 1.53(d) <u>cannot</u> be filed in a utility or plant lat has a filing date on or after June 8, 1995 will to for a CPA in the instant application, however, has lated above.
A copy of this notice MUST be returned with any reply.		
Direct the reply and any questions concerning this notice to:		
15	、Fにドハ , Technology Cent	er <u>37/2</u>
703) 30-772 - 45 1).		

FORM PTO-2051 (Rev. 7/2003)